

PATENT
Docket No. 293.00010102

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Emery et al.) Group Art Unit: 1654
Serial No.: 10/749,602)
Confirmation No.: 8548) Examiner: Patricia A. Leith
Filed: December 31, 2003)
For: IN OVO DELIVERY OF AN IMMUNOGEN CONTAINING IMPLANT

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the continuing duty of candor and good faith that is to be demonstrated before the United States Patent and Trademark Office (USPTO), enclosed herewith is a copy of one document which Applicants bring to the Examiner's attention as possibly being of interest in connection with the above-identified patent application. Per M.P.E.P. § 609, the information cited in the present Information Disclosure Statement shall not be construed to be an admission that the information is, or is considered to be, material to patentability. Consideration of each of the documents listed on the attached 1449 form(s) is respectfully requested. As this patent application was filed after June 30, 2003, copies of the U.S. patents and U.S. patent application publications listed on the attached 1449 form(s) have not been submitted. Pursuant to the provisions of MPEP §609, Applicants further request that a copy of the 1449 form(s), marked as being considered and initialed by the Examiner, be returned with the next Official Communication.

It is believed that no fee is due, as this Supplemental Information Disclosure Statement is filed prior to the receipt of any Action on the merits. However, in the event a fee is due, please charge any fee or credit any overpayment to Account No. 13-4895.

Information Disclosure Statement**Page 2 of 2****Applicant(s): Emery et al.****Serial No.: 10/749,602****Confirmation No.: 8548****Filed: December 31, 2003****For: IN OVO DELIVERY OF AN IMMUNOGEN CONTAINING IMPLANT**

When the Examiner takes up the present application, consideration of these documents is respectfully requested. The Examiner is invited to contact Applicants' Representatives at the below-listed telephone number, if they can be of any assistance during prosecution of the present application.

CERTIFICATE UNDER 37 C.F.R. 1.8:

The undersigned hereby certifies that this paper is being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office, addressed to: Mail Stop Amendment, Commissioner for Parents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16th day of AUGUST, 2004, at 2:51 PM (Central Time).

Name: SAM HER

August 16, 2004

Date

Respectfully submitted for**Emery et al.****By****Mueting, Raasch & Gebhardt, P.A.****P.O. Box 581415****Minneapolis, MN 55458-1415****Telephone (612)305-1220****Facsimile (612)305-1228****Customer Number 26813**

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INFORMATION DISCLOSURE STATEMENT	Atty. Docket No.: 293.00010102	Serial No.: 10/749,602
	Applicant(s): Emery et al.	Confirmation No.: 8548
	Application Filing Date: Dec. 31, 2003 Group: 1654	
	Information Disclosure Statement submitted via facsimile on: AUGUST 16, 2004	

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
						Yes	No
	4,003,792	01/18/77	Mill et al.				

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No
	NONE						

OTHER DOCUMENTS (Including Authors, Title, Date, Pertinent Papers, etc.)

Examiner Initial	Document Description	
	NONE	

EXAMINER	Date Considered
<i>*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</i>	